

MINUTES
HAMILTON COUNTY BOARD OF COMMISSIONERS
NOVEMBER 9, 2009
Commissioner's Courtroom
Hamilton County Government and Judicial Center
One Hamilton County Square
Noblesville, Indiana

President Steve Holt called the November 9, 2009 meeting of the Hamilton County Board of Commissioners to order at 1:45 p.m. and declared a quorum present of Commissioner Christine Altman, Commissioner Steven C. Dillinger and Commissioner Steven A. Holt. Holt led the Pledge of Allegiance. No Executive Session was held.

Approval of Minutes

Altman moved to approve the minutes of October 26, 2009. Dillinger seconded. Motion carried unanimously.

Introduction of Chris Mertens, ISS Director

Ms. BJ Casali introduced Mr. Chris Mertens, her successor as ISS Director upon her retirement later this year.

HIGHWAY BUSINESS

Acceptance of Bonds/Letters of Credit – Highway Department

Mr. Jim Neal requested the acceptance of Bonds and Letters of Credit for the highway department. Altman so moved. Dillinger seconded. Motion carried unanimously.

- HCHD #B-09-0036 – Continental Casualty Company Performance and Payment Bond #929489818 issued on behalf of E&B paving, Inc. in the sum of \$426,995.85 for Resurface Contract 09-4, to expire October 22, 2010.
- HCHD #L-09-0001 – National City Bank Letter of Credit #400200201 issued on behalf of Mann Properties LLP for the benefit of Noblesville Crossing, LLC, in the sum of \$200,000 for construction of roadway and signal improvements at 146th Street and Herriman Boulevard to expire January 30, 2010.

Release of Bonds/Letters of Credit – Highway Department

Neal requested the release of Bonds and Letters of Credit for the highway department. Dillinger moved to approve. Altman seconded. Motion carried unanimously.

- HCHD #L-04-0014 – Washington Mutual Bank FA Letter of Credit #00065104 issued on behalf of Portrait Homes for Weston Point, LLC for \$109,451.00 for street improvements for the Weston Pointe Commercial project.
- HCHD #L-04-0015 – Washington Mutual Bank FA Letter of Credit #00065105 issued on behalf of Portrait Homes for Weston Point, LLC for \$89,567.00 for street improvements for the Weston Pointe Subdivision.

Agreements/Supplements

256th Street/Ross Ditch Supplemental Agreement #2

Neal requested approval of Supplemental Agreement No. 2 with DLZ Indiana for replacement of Small Structure #31022, carrying 256th Street over Ross Ditch for a net reduction of \$7,100. Altman moved to approve. Dillinger seconded. Motion carried unanimously.

INDOT-LPA Project Coordination Contracts (ARRA) – 116th Street and Olio Road

Neal requested approval of the INDOT (Indiana Department of Transportation) – LPA (Local Public Agency – Hamilton County) Project Coordination Contract for ARRA (American Recovery and Reinvestment Act) of 2009 funding, HCHD #M-09-0048, for 116th Street from White River to 2.4 miles west of I-69 and Olio Road from the bridge over Geist Reservoir to 126th Street. Altman moved to approve. Dillinger seconded. Motion carried unanimously.

INDOT-LPA Project Coordination Contract (ARRA) – Olio Road from 126th St to 136th St

Neal requested approval of the INDOT-LPA Project Coordination Contract for ARRA of 2009 funding, HCHD #M-09-0047, for Olio Road from 126th Street to 136th Street. Altman moved to approve. Dillinger seconded. Motion carried unanimously.

Commerce Drive/Augusta Drive Extension Agreement No. 8

Neal requested approval of Supplemental Agreement No. 8, HCHD #E-04-0014, with The Corradino Group for the Commerce Drive/Augusta Drive Extension and 96th Street Improvements. Total amount of the supplement is \$20,700. Altman moved to approve. Dillinger seconded. Motion carried unanimously.

Traffic Study Correspondence

Neal requested approval of the list of correspondence concerning investigations on Hamilton County Roads dated November 9, 2009. Altman moved to approve. Holt seconded. Motion carried unanimously.

- Jack H. Lockhart concerning church or cemetery warning signs at 146th Street & Gray Road in Washington and Noblesville Townships. Hamilton County Highway Department will install “Church” warning signs on 146th Street east and west of Gray Road.
- Dana Webster concerning the signal timing at 146th Street and Allisonville Road in Noblesville Township. Highway department will have the signal timing adjusted at 146th Street and Allisonville Road during the AM and PM peak hours to improve traffic flow.

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- Karen Becvar requesting plans for Mule Barn Road in Washington and Adams Townships. Highway department recommends making no changes at this time; Mule Barn Road is scheduled for resurface in 2010.
- Dr. Robert Currie concerning the speed limit on 191st Street between East Street and Noblesville Centerline in Washington and Noblesville Townships. Highway department recommends no changes at this time; the 50 mph speed limit is appropriate.
- Kim Santucci concerning the AM Signal Timing at 146th Street and Gray Road in Washington Township. Highway department recommends making no changes at this time.
- John L. Krauss concerning speed limit reduction on 96th Street in Clay Township. Highway department recommends the speed limit should be 45 mph. No additional warning signs are needed.

ARRA Certification Letters

Neal requested amending the agenda to include two (2) ARRA Certification Letters. Altman moved to amend the agenda. Dillinger seconded. Motion carried unanimously.

Altman moved to approve two (2) ARRA Certification Letters to INDOT on Project Des. No. 0901290, 0901236 and 0901239. Dillinger seconded. Motion carried unanimously.

Consultant Selection for ARRA Projects

Neal requested selection of engineering consultants for the ARRA Projects. Dillinger moved to table until Friday. Altman seconded. Motion carried unanimously.

Little Chicago Road Design Exception

Neal requested approval of a design exception for the guardrail end treatment installation for Bridge #106, Little Chicago Road over Morse Reservoir. The exceptions are for grading and a curved terminal at the end of a driveway. Altman so moved. Dillinger seconded. Motion carried unanimously.

Promise Road Official Action

Neal requested approval an official action to repeal the 50 mph speed limit on Promise Road from 196th Street to SR 37 and enact a 45 mph speed limit on Promise Road from 196th Street to SR 37 and from 186th Street to 1240' south of 191st Street. Altman so moved. Dillinger seconded. Motion carried unanimously.

Highway Meeting

Mr. Brad Davis reminded the Commissioners of the highway meeting scheduled for Friday, November 13, 2009 at 7:30 a.m.

Janus Transit Grant

Altman reported she has received a letter from INDOT stating that the Hamilton County Express transit system, operated by Janus Developmental Services, is fully compliant.

COMMISSIONER COMMITTEE REPORTS

Design/Build Project Seminar

Altman attended a seminar on Design/Build projects. The concept is that a public entity would come up with their base specifications that it would want for a new building and then request an RFQ (Request for Qualifications) from a combination of design team and contractors with a fixed price for that project based on those specifications. The County would have to hire its own design team to come up with the basic specifications. It would then be narrowed down to two or three teams and those teams would submit the final price. The value is the speed at which the projects progress. Indiana University used Design/Build on several projects and after negotiations the projects were completed within six months. Altman suggested we need to keep this concept in mind, particularly on the land on SR 37 if we get to the point we need to develop something. Howard stated from the time you have a general scope of what you are doing which is fine but before that there is substantial requirements for group participation by several people, it would lend itself to building a classroom building or something where there are a lot of stakeholders. When you are discussing roads with engineering standards it would not work.

ATTORNEY

Jail Project

Howard requested approval and signature of the President on Certificates of Substantial Completion on the Jail project for MacDougall Pierce, Lehman's Frederick's and James Babcock. Also needing approval are Releases of Retainage for MacDougall Pierce for Phase I in the amount of \$14,757.85, McDaniel Fire System in the amount of \$16,835, Delta Temp in the amount of \$46,517.40 and MacDougall Pierce Phase III in the amount of \$22,675.35. Dillinger so moved. Altman seconded. Motion carried unanimously.

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Ordinance 11-09-09-A, Reduction-in-Force Policy

Howard stated the County Council substantially approved the Reduction-in-Force Policy the Commissioners approved except for deletion of the word "permanent" reduction-in-force. The rest of the policy does not discuss a rehire policy. The other issue was the page numbers, which has been corrected. The ordinance requires the policy to be incorporated into the employee handbook and to be codified in Section 1.5.1. The policy would be effective today in order to meet the requirements set by Council to impose the 3% budget reduction for officeholders that are going to use this policy to meet the Council requirements. Dillinger moved to suspend the rules on Ordinance 11-09-09-A for adoption on first reading. Altman seconded. Motion carried unanimously. Altman moved to adopt Ordinance 11-09-09-A, An Ordinance of the Board of Commissioners of Hamilton County Approving the Reduction-In-Force Policy. Dillinger seconded. Motion carried unanimously.

HUMAN RESOURCES

Zumba Class

Ms. Sheena Randall requested approval of a proposal by Tracyoga Fitness and Dance to teach a Zumba Class for Hamilton County employees. The cost is \$60.00 per session, will be held on in the historic courtroom on Wednesday evenings for six weeks. There is no limit in class size. Altman moved to approve. Dillinger seconded. Motion carried unanimously.

GASB 45 Recommendations

Randall stated the Insurance Committee has reviewed the GASB 45 (Government Accounting Standards Board) scenarios as calculated by McCready Keene. The Committee was looking at the different calculations and one of the factors is relevant as to who is in the plan and who would remain in the plan. The Committee asked McCready Keene to look at setting a precedent for an age requirement which is also what PERF requires, which is age 55. Tenure was also a factor, 20 years of service or one term as an elected official. When the Committee discussed employee status of 15 years and what would be an eligible status they thought if all of the people who had 14 years and six or seven months of service would be upset so the Committee would run a calculation and grandfather every person in the plan as of December 31, 2009 and see what the difference is and what the requirement of funding would be, which is scenario #7. Scenario #7 would grandfather all participants as of 1/1/2010, change eligibility to age 55 with 20 Years of Service and Change over 65 claims to \$100/month.

<u>Original Report</u>	<u>UAL as of 12/31/2008</u>	<u>Annual OPEB Cost for FYE 12/31/2009</u>
	\$18,438,288	\$2,153,886
Scenario #1	Grandfather only participants with 15 years of service. \$12,052,569	\$863,256
Scenario #2	Change Eligibility to Age 55 and 20 years of service. \$15,325,319	\$1,811,547
Scenario #3	Grade Down % of premium paid from 75% at 20 years of service to 50% at 30 years of service. \$15,522,282	\$1,759,043
Scenario #4	Change over 65 claims to \$100 per month for Medicare Supplement Plan. \$12,128,116	\$1,287,928
Scenario #5	Grandfather only participants with 15 years of service and changed eligibility to age 55 with 20 years of service. \$10,080,530	\$766,093
Scenario #6	Grandfather only participants with 15 years of service and change eligibility to age 55 with 20 years of service and change over 65 claims to \$100 per month. \$6,853,227	\$456,542
Scenario #7	Grandfather only participants as of 1/1/2010, change eligibility to age 55 with 20 years of service and change over 65 claims to \$100 per month. \$9,872,355	\$1,035,442

Altman reported the Council did not vote on this and Mr. McKinney stated that there are no outstanding bond issues that this would affect positively or negatively and he did not see any reason to move on it at this point. Ms. Dawn Coverdale reported she thought it was setting aside the funding for this year. Altman stated if we pass it we are going to have to set aside the funding. Dillinger and Coverdale stated no, it has nothing to do with the council funding it or not funding it; it has to do with the amount of money they need to fund it with in order to stay up with the bonding requirements and adjusting the county's obligations. Howard stated the plan adopted will allow the appropriate GASB reflection of the actuarial value of the accrued liability. Howard stated GASB requires we do this but one of the other things is the rating agencies are always interested in our liability and since it is not an objectively defined term that they presume the worst. Coverdale stated currently we will be showing a liability of \$18 million on our financial statements

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unless one of the other scenarios is adopted. Altman asked if this should be discussed during a workshop setting, she is concerned about working on this without a clear recommendation from the insurance committee. Dillinger stated the insurance committee reviewed six (6) scenarios; we did not have number 7 in front of us. The committee recommended scenario #1 or #5. Dillinger stated the recommendation was not unanimous, he was the dissenting vote. Dillinger stated the Commissioners need to discuss this. Altman stated she would like to hear more of the pros and cons. Coverdale stated she thought it was the committee's recommendation to do scenario #7 and Dillinger was against that because we did not have the numbers and he would strongly discourage the Commissioners from approving #7 if there was not a substantial cost reduction. Coverdale stated the Committee did not pass Scenario #1 by a vote of 3-2 against. Scenario #7 was passed, subject to defining, because we did not have any solid numbers yet. Randall stated in Scenario #7 the numbers should reduce as people leave and they don't meet the criteria. Altman moved to table. Dillinger seconded. Motion to table carried unanimously.

ADMINISTRATIVE ASSISTANT

H1N1 Clinic

Mr. Dan Stevens distributed a letter to the Commissioners complimenting the staffs of Buildings and Grounds, Health Department, Sheriff's Department Judicial Center and Patrol, 4-H staff and Highway Department for preparing a well organized and productive method for processing a large crowd of parents and children. Residents started lining up at 4:00 a.m. for the 10:00 a.m. clinic.

Altman reported she received a call from a pregnant woman who was trying to find the shot and she said she had spoken to the health department and could not get the information that they need to check with their physician and if they did not have the shot the health department would have public clinics. Altman asked Dan Stevens to check with Chad Jenkins as to why she did not receive a return call on her second phone call to him. We need a better way to distribute the information, either public information at the health department or standard verbiage and be more careful on how we communicate that we have limited supplies and explaining the process.

Duke Energy Bill

Stevens stated he has received additional documentation on the outstanding Duke Energy Bill from Community Corrections and has reviewed it with the Auditor. The Auditor is not comfortable that this documentation will pass the State Board of Accounts audit. Stevens will proceed with writing a letter to Duke, as instructed during the last meeting.

Damaged Tire in South Parking Lot

Stevens reported an employee had a tire damaged in the south parking lot, due to the construction going on in that lot. The employee has been referred to Mike Hendricks of the City of Noblesville for compensation of the damaged tire.

261st Street Correspondence by Chuck Kiphart

Stevens distributed a copy of the letter sent by Chuck Kiphart informing the residents on 261st Street/Boxley Road of the Commissioners decision on setting the name of their street to 261st Street.

Stevens also distributed a letter from Rhonda and Jim Smith complimenting the Commissioners on their action at the October 26 meeting.

Unsafe House on 106th Street and Ditch Road

Stevens reported the mortgage company has taken care of all of the unsafe items at the home located on the southwest corner of 106th Street and Ditch Road.

Plan Commission

Stevens reported the next Hamilton County Plan Commission meeting has been cancelled due to lack of agenda items.

Parking Permits

Stevens reported Dianna Lynch is collecting the employee parking permit data so it can be computerized and bring efficiency into the administration of the parking system.

John Stuart Press Conference

John Stuart has requested permission to hold a press conference on the courthouse lawn on December 16, 2009; he is representing US Senate Candidate Richard Behney. Both gentlemen are Hamilton County residents. Altman moved to approve. Dillinger seconded. Motion carried unanimously.

Special Election – HSE Schools Referendum

The special election for the Hamilton Southeastern Schools referendum will be held Tuesday, November 10, 2009.

Security Upgrades

John Barbee, Envoy, Inc., has met with Ryan Tomlinson regarding the security projects to be completed and he will be attending the November 23, 2009 meeting to present a final budget and timeline. He will also have an update on the construction projects at the Jail.

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Safety Risk Manager

Dan Papineau, Safety Risk Manager, will be taking a vacation November 23, 24 and 25, 2009.

Tax Sale Transfer of Funds

This year's tax sale costs were more than what was in the line item. Stevens has transferred \$10,997 from Juvenile Assistance into the Tax Sale line item. Holt stated he thought the tax sale was designed to be self funding? Altman stated not from our internal costs. Holt asked if there is a fee for every parcel that goes to SRI? Holt asked if this is money out to be reimbursed at a later date? Coverdale stated she is not sure why that line item was short other than there were two (2) tax sales this year. Holt asked if the money comes back into the General Fund? Coverdale stated yes. Altman asked if the money would come back immediately because we collect our out of pocket costs immediately on the properties that sold, but it would have to be re-appropriated. Coverdale stated she would have to check with Kim Good, Treasurer on how she handles that. Holt asked Coverdale to let the Commissioners know what she finds out.

Fire Territory Progress Report

Stevens has scheduled a meeting with Joe Robbins, Jackson Township Trustee, for Thursday morning at 8:00 a.m. to discuss the proposed establishment of a Fire Territory or District.

Altman asked when is the RFP (Request for Proposals) due back? Ms. Kim Rauch stated November 20, 2009.

Soil and Water Office Space

Stevens has spoken with John South of the Hamilton County Soil and Water District regarding moving of their office into the EMA (Emergency Management Agency) space on Pleasant Street. EMA can not move into the current dispatch space until they move into the new dispatch room. Stevens has asked South to request an extension on their current lease for approximately three (3) months and if it could be funded with encumbered funds from his 2009 budget.

Stevens reported construction on the EMA office space in the basement of the Sheriff's Department will begin February 1, 2009.

Downtown Décor Meeting Report

Stevens presented information to the Commissioners regarding the downtown holiday décor for this year.

Household Hazardous Waste Holiday Hours

Dillinger stated Jeff Rushforth has asked how he should handle the holiday hours for the Household Hazardous Waste Center (HHW); the Commissioners declared Thursday and Friday as holidays for Thanksgiving and Christmas, should the Center be closed or open Saturday and Sunday? Altman stated the holidays are Thursday and Friday, not Saturday and Sunday so they should be opened. Dillinger asked Stevens to meet with Rushforth to explain how to handle the hours.

SHERIFF

Opening Time for Downtown County Buildings

Sheriff Doug Carter requested to discuss the issue of the time to open this building up during the next Executive Session; it has some overall effects on staffing and effective operations of this facility if in fact that time was moved. Holt stated we moved it last week, is it not opening at 7:30 a.m.? Carter stated not that he is aware of, it is not. Holt stated we want the building opened at 7:30 a.m. Carter stated when we moved the time back to 8:00 a.m., after November of last year, it was purposeful because we have minimum staffing here prior to the 8:00 a.m. start time. I think, and the Security Committee agreed, we would have minimum staffing here if we have employees in and around the building to simply open the door, there was not necessarily control over what was happening inside the building. The overtime associated with having those people here and the shortness of those employees at the end of the day. We have seen a significant reduction of those costs associated with those employees coming in early verses coming in at 8:00 a.m. Since this apparently came up last Thursday we have not had an opportunity to research the costs associated with that change which occurred in December 2008 or January 2009. He has not had any issues at all since we moved the time by consensus of the Security Committee to 8:00 a.m., so this is all very new to him. Carter has not heard from anyone that this has created a problem. We took the employee that was here from 7:00 a.m. to 8:00 a.m. and moved them to 3:00 p.m. to 4:00 pm, which is the busiest time for all of our courts. Not only do we save on the end of that employee's day but we save on holding people over for those things we can't control within our courts but he does not have those exact numbers. One of the largest pieces of this puzzle, outside the overtime perspective, is the thought that we would have minimum staffing here and people from the outside would have full access of the building. I think that is a very dangerous decision. Altman asked if it is possible to let people in the lobby and just preclude their movement? Carter stated they would not have any way of securing them in the lobby, therefore having access to the elevators, the stairs and to the north and south hallways, along with the steps going from the first floor to the basement. Dillinger stated Commissioner Holt tells him that it is holding the Courts from starting; they are supposed to start at 8:00 a.m. they can't start until 8:20 a.m. now. Carter stated this has been going on for almost one year and he has not heard that complaint one time since January 2009. Holt asked if Carter has talked to the Judges? Carter stated he meets with the Judges routinely and they have never brought this to his attention. Holt stated when you open the doors at five till 8:00 a.m. you have a line that forms out at least to the columns, maybe beyond. Everyone needs to be processed through so your staff is working at breakneck speed trying to get them in and he would suspicion at a less purposeful scan through

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the x-ray machine rather than people coming in at a staggered fashion, so you have that queue and then we have two (2) elevators and people queue up at the elevators then to get upstairs and he is told that it is twenty after 8:00 a.m. before you can start a hearing because people that are here to work on the second and third floor have to get seated and have to get prepared and it takes that long to get people processed through the front and upstairs.

Holt asked how many people are you holding back on clocking in? Carter stated they have two (2) people that came here prior to November last year. So two people in the control room downstairs to manage inmate transportation to the courts and we have two (2) people at the front door, which places nobody in the historic building and nobody on the second or third floor until 8:00 a.m. Holt asked how many people clock in at 8:00 a.m. that clocked in at 7:30 a.m. last year? Carter stated they had at least two (2) people each day that came in early. Holt asked if this whole conversation was about two people that are clocking in one-half hour later? Carter stated it is exponential, if we have two people one day it does not necessarily mean that those same two people will not have two hours of overtime at the end of their day, so yes, in essence it is two people on the daily staffing schedule. Holt stated those two people are in full uniform and they sit out there and stare at everybody through the glass, they may not be clocked in but they are sitting there in full uniform with the citizenry out on the sidewalk. From a public relations standpoint it is a nightmare and from an efficiency standpoint with 75 people upstairs waiting to do legal business waiting on your two people to clock in at five to eight instead of 7:30 a.m. Carter stated the folks that are upstairs are not in a position to start their day until 8:00 a.m.

Altman stated this is the first she has heard that we have been doing it for a year. Holt and Dillinger stated they did not know it either. Altman stated she is questioning the information Holt received. Certainly someone would have been yelling and screaming if this has been going on for a year, she can not believe the Judges have let it go for a year. We don't allow our employees to clock in until 8:00 a.m., Holt stated that is not true. Altman asked when do the court employees clock in? Howard stated they start their day at 8:00 a.m. but they can clock in earlier. Altman stated we don't let them work until 8:00 a.m. that is what we pay them for. In theory they can run break neck to their chair and sit down at 8:00 a.m. and they are in compliance. Altman stated she can't believe the courts are staffed and ready to go at 8:00 a.m. Holt stated the majority of our staff is in place well before 8:00 a.m. Carter stated the doors are not open to the courts until 8:00 a.m. they remained locked to all public offices until 8:00 a.m. Holt stated right, the public is confined to the hallways. Carter stated correct. Dillinger asked when someone is summoned are they summoned for an 8:00 a.m. hearing or 8:15 a.m. hearing? Holt stated hearings start at 8:00 a.m. Carter stated Deputy Farley indicated the majority of the staff is here at 8:30 a.m. Holt stated he had two 8:00 a.m. hearings last week and he stood on the sidewalk with 40 lawyers and citizens of the county waiting to get in the building and it was a little chilly. Altman asked if it is an issue of the courts jumping the gun on timing and if Carter thought he had approval through the Security Committee that Holt sit's on? Dillinger stated the Security Committee does not have the right to give approval. Altman understood, but stated it is a little bit more involved than what she was led to believe earlier. She did not vote on one time or another, but it changes her opinion on how we are supposed to operate. If it has been going on for a year and this is the first we have heard about it, have the courts changed their calendars? Dillinger stated the court issue is an issue but the customer satisfaction issue is a greater issue, as far as he is concerned. If in fact we have 20 or 30 people or 40 standing out there at 15 minutes to 8:00 a.m. and as it gets colder he thinks that is ridiculous. Altman stated it is their choice, is there someplace we can meet in between 7:30 a.m. where it is huge overtime issue or cost issue and maybe open up at ten to eight, we don't need a full half-hour to do what Holt wants to accomplish. Holt stated if you are driving to a court hearing it is normally a pretty traumatic experience, one does not want to arrive late or just in time. It is not something you want to do as a party of a lawsuit, you want to get there and be ready to go and the idea of standing people on the sidewalk because we are paying two (2) people an extra hour every day does not make sense to me. Altman asked to look at the cost before we have a kneejerk reaction to this because if we have been doing this for one year she is flabbergasted this is the first we have heard of it. The judges have changed their schedules or something that has affected this. Holt stated if you are sandwiching a hearing in and your calendar starts at 8:30 a.m. you have the option of working through lunch or saying lets start at 8:00 a.m. or let's start at 7:30 a.m. but starting at 8:00 a.m. does not seem to be beyond a reasonable thing. His office opens at 8:00 a.m. and he does not let his clients stand on the sidewalk until the door is unlocked, he wants them to come in. If you are trying to start a hearing at 8:00 a.m. you ought to be able to get in the door at 7:30 a.m. and if we are talking about two employees and paying them one half-hour extra, which is what we have always done in the past, I don't see it as a big deal. Altman stated in the interim she understands Carter's argument that all of the sudden the rules changed. Dillinger stated the rules changed one year ago. Holt stated we did not vote on them. Altman stated she is not arguing that either but Holt was at the Security Committee meeting where you told them to open at 8:00 a.m., there is a disconnect here somewhere. Carter stated it is a staffing issue; it was a decision that was made for two reasons, one for financial impact and two the reliability and the capacity of two officers in the building that is open to the public. Carter's position is if this building is going to open early then it will have to be fully staffed. Altman asked how much is full staffing? Carter stated they would have to have maximum capacity of eight (8) officers to open the door. Altman stated that is a big difference, you are running court hearings with two officers sitting at the front door, that is what he is telling you. Holt stated that is not what he said; he has two people in Control and two people at the front door. Carter stated what he is saying is if we are going to open this building early to do all of the things we talked about since November of last year, we have to fully staff it. Holt stated how many people were here in October of last year at 7:30 a.m.? Carter stated two (2). Holt stated there was nobody downstairs in Control? Carter stated there were but they are not able to go anywhere else, they have to stay in that control room. Holt asked if full staffing included the two people downstairs in Control? Carter stated full staffing is at 8:00 a.m. in the morning. Holt stated that is not his question, does full staffing include two people in Control? Carter stated it does. Holt asked if they are there at 7:30 a.m.? Carter stated they are. Holt asked how many people does that leave for the rest of the building at 7:30 a.m.? Carter stated right now there is not anyone available other than those

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two. Holt asked who are all of these guys in uniform that are standing around in the front at 7:30 a.m.? Carter stated they are probably getting ready for the 8:00 a.m. start time; if the building is going to open at 7:30 a.m. he will make sure there is a full contingent of people here. Holt stated right now you have eight (8) people at 8:00 a.m. and two people at 7:30 a.m.? Carter stated correct. Holt stated and six (6) people clock-in at 8:00 a.m.? Carter stated that is correct. Carter stated most of the time at least two of them will stay over until the end of the court day because that is the busiest time of the day. Carter stated he has not had any contact with anyone including a Judge in the last twelve months. Holt asked if Carter is sure he has no more than two people clocked in at 7:30 a.m.? Carter stated with the exception of the Control people, no. Holt stated he is talking about the Control people. Carter stated he thinks he answered that. Holt stated you did, you said the Control people are two of the eight. Carter stated he believes they get here at 7:00 a.m. Holt stated but they are two of the eight people, does anyone else clock in before 8:00 a.m.? Carter stated the two that are going to be up at the metal detector at 8:00 a.m. Holt asked if they clock in at 7:30 a.m.? Carter stated they arrive at 7:30 a.m. Holt stated so we are talking one half-hour of four people's time. Carter stated if it is staffed the way you want me to staff it, but he will staff it at full capacity if we open early. Holt stated you staff it the way you want to, I am talking about how much more would we spend to have the kind of staffing you want to open at 7:30 a.m. as opposed to 8:00 a.m. and it sounds like it is two hours every morning, four people one half-hour. Carter stated he will work those numbers and be prepared to present them at the next meeting.

Holt stated his only concern is opening the building at 7:30 a.m. he would like it to be safe. If you think it is unsafe with people only in the hallways instead of in all of the rooms, to me it seems like it is a little bit different scenario if they are only in the hallways. If you think it takes eight (8) I think we should pay eight, which would be four (4) additional people for one half-hour everyday. Carter stated at least, that is correct. Holt stated what do you mean at least? Carter stated we have the historic building too and often times an officer might be on the floor and will be assigned to go get six inmates at the Jail and bring them back to this courtroom because those orders changed at 8:05 a.m. in the morning. Our staff is very vulnerable first thing in the morning because of the transport responsibilities from the Jail. Holt asked if the transporters are part of the eight? Carter stated it depends on the demand of the day, if all of the courts are in session and we get a changed or altered order in the morning and we have to change the way we need to transport to and from then yes, it will pull from the floor because that is all we have to pull from. Holt asked if that could happen any time of day under any scenario? Carter stated sure. Holt stated so that really does not have anything particular with a 7:30 a.m. start time? Carter stated it does not. Altman suggested we let Doug come up with the numbers, if you feel that strongly we have to open at 8:00 a.m., then we take the heat with Council and say we demand we be open at 7:30 a.m. and we agree with the Sheriff that we are not going to have the public run around this building unless it is fully staffed. It is not fair to say all of a sudden we are going to change things around after we had the incident we just had. Holt stated that incident did not have anything to do with the public. Carter stated but it could of. Altman stated it could of; it is not fair we change the hours of the building they have been operating for a year now without complaint unless we take the heat of it for the cost. Dillinger stated he does not care about taking the heat for the costs if that is what needs to be done but minimally he sees no reason we can not unlock that door and at least let them inside, maybe not in the security part until you get that worked out but I think it is appalling people are standing outside freezing to death with a deputy sitting inside and not at least let them into the warm building. What kind of an organization is that? Altman stated we will probably need to have the scissor gates for the two hallways. We need to have some way to tell the public where to stay and not have deputies chase after people wandering the building. Dillinger stated we could do that with one or two officers, why could we not unlock the door and at least let them stand inside the lobby; you have an officer there making sure they don't go anywhere else. Altman stated they are also processing, we will have to add staff even to do that from what Carter explained. Holt stated the offices are all closed until 8:00 a.m. and the hallways are on camera. Altman stated we should do it right if we are going to do it, given the staffing issues. Holt stated he thinks we are doing it wrong now. Dillinger agreed. Altman stated that is fine, let's figure out how to do it right but get the staffing correct.

Dillinger stated his primary issue is them standing outside, is Holt's issue not only standing outside but getting them up and in position to go to court? Holt stated yes. Dillinger asked if he wanted the full boat? Holt stated he wants the full boat but he would take half a boat if Dillinger would want to make a motion. Dillinger moved for the full boat. Holt seconded. Altman stated as long as we have adequate staffing, is that your motion, that it be fully staffed at the time we open the doors to the public? Holt stated the Sheriff is in charge of security. Altman stated he just explained to us that is what he is going to need to do to open up the building at 7:30 a.m., is that your motion? Holt stated no. Dillinger stated he needs to do what he needs to do to facilitate what the hours are that the buildings are open; the hours are going to be from 7:30 a.m. Carter asked effective when? Holt stated we thought it was effective last Thursday when we asked to have it done. Carter stated this has a huge staffing effect, I don't think it is well thought through. Holt stated the staff we are talking about is sitting out there in uniform every morning, all they need is the directive to punch the clock and unlock the door. Carter stated once it is fully staffed, we are at an impasse. Holt stated they are sitting there in uniform every morning waiting to unlock the door. Carter stated that means every single officer in this building becomes vulnerable again. Holt stated office doors do not need to be unlocked before 8:00 a.m. Dillinger asked if we were to immediately utilize the two deputies we have there and let the people inside the door but not inside the secured area. Carter asked how do we manage that, how do we make sure and insure that nobody has access to any other corridor around any other employee in this building? Howard stated you have two (2) deputies, one watching the metal detector and one is watching the public go through and using the wand. Dillinger stated he is not saying that, he is saying in the foyer, the non-secure area; at least get them off the porch out of the weather while the Sheriff is determining what he needs to do for full security. Carter stated he is not convinced this happens every day; there may be times that people have to wait. Holt asked Carter what is involved in asking the eight (8) people that were at work this morning to clock

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in at 7:30 a.m.? Carter stated he can tell them to be here early and we will have to absorb the overtime which is not a popular thing to do. Holt stated so this is a money issue? Carter stated absolutely and a security issue. Holt asked how is it a security issue if you ask the eight (8) people that are here at 8:00 a.m. to clock in at 7:30 a.m.? Carter stated because we have grown times four on our staffing levels at 7:30 a.m. We started the day early and they are not going to end it early. They will still have to go to the end of the day and to the end of the court's schedule. Holt stated it is two additional hours of labor at one half-hour for four (4) people. Altman stated it is time and a half. Holt asked if this is correct, two additional hours at time and a half for four people? Carter stated we have two (2) people here currently and we need eight (8). Holt stated no, you have four (4), two in control and two at the front door. Carter stated that is not adequate staffing to open the building early. Holt stated but there are four (4) other people that clock in a half hour later. Altman stated it is six people, he said the deputies at the front door don't clock in until 8:00 a.m. they may be sitting there ready to clock in but they don't clock in until 8:00 a.m., is that correct? Carter stated he would really like to have Deputy Farley here with him; he is in charge of scheduling every day and would have those staffing numbers that we had before verses what we have now and what minimum staffing should be.

Holt asked if we are ready for the question, all those in favor Dillinger and Holt approved, Altman opposed. Motion carried. Carter asked what does that mean? Holt stated open the doors at 7:30 a.m. and provide adequate security. Carter stated very good. Altman stated she would appreciate, as a courtesy, if Carter could give her the numbers. Carter stated he will do it very quickly and they will go to Council as well.

COMMISSIONER'S

2010 Budget Reductions

Altman reported we have been mandated by Council to reduce the Commissioner's 2010 budget by 3%. Altman moved to reduce to our original submitted budget in the line items of #3805, Janus Development to our original amount and #3892, Hamilton County Development Corp. to our original amount, reduce #1402, Group Insurance, in the amount of \$482,630, and reduce #3407, Loss Fund, by \$125,000. Dillinger seconded. Holt asked if Altman would be amenable to voting on those items one at a time? Altman stated no. Dillinger removed his second.

- Altman moved to reduce Group Insurance (#1402) by the sum of \$482,630. Dillinger seconded. Motion carried unanimously.
- Altman moved to reduce Loss Fund (#3407) in the amount of \$125,000. Dillinger seconded. Motion carried unanimously.
- Altman moved to go to our originally submitted budget for Janus Developmental Services (#3805). Dillinger seconded. Motion carried unanimously.
- Altman moved to reduce Hamilton County Development Corp. to our originally submitted budget (#3892). Dillinger seconded. Altman and Dillinger approved. Holt opposed. Motion carried.

Envoy Contracts

Stevens requested approval of two (2) contracts with Envoy, Inc. Dillinger moved to approve. Altman seconded. Motion carried unanimously.

- Assessor Consolidation - \$18,000 (fixed fee)
- Government and Judicial Center Security Upgrades - \$44,625 (not to exceed at an hourly rate)

Postage Meters

Howard stated at the last meeting you approved a postal service to actually perform services for all county departments. Since that time we have determined several issues, there are outstanding postage meters and different contracts from different departments. Most of those contracts have notice provisions and are subject to appropriation provision. On behalf of the Auditor we would ask that you instruct the Auditor to transfer and/or de-appropriate such funds that are necessary to eliminate those contracts and authorize the Auditor or myself to send notices of termination consistent with the notice of those periods' contracts as part of this consolidation into one mailing service. Altman stated she believes the Council already eliminated funding for any postage machine. Coverdale stated they only did two (2) offices, she will ask Council to amend their resolution. Altman stated there are more postage meters? Coverdale stated yes, we did not have the contracts to back it up. Altman stated the appropriate motion would be to request Council to de-appropriate funds because we don't have the power to do that. Coverdale and Howard stated correct. Altman so moved. Dillinger seconded. Motion carried unanimously. Holt asked if we need a motion to cancel the contracts? Altman so moved. Dillinger seconded. Motion carried unanimously.

Howard stated there are also smaller satellite offices such as Soil & Water, 4-H, etc., and we are not really sure if there is an economy of scale. Howard recommended the Commissioners instruct their Assistant to work with the Auditor and Attorney to investigate this. Holt stated if they don't pick up why not have Soil & Water drop it off at 4-H as it is only 100 yards across the lot. Stevens stated they do pick-up but it is an additional fee; we will work something out.

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Purchasing

Dillinger reported a group has been established of himself, the Mayor of Noblesville, the Director of Riverview Hospital and a member of the Administration for Noblesville Schools. They are looking at the commonality of anything that all of the entities purchase or have services that we could receive an economy of scale. All of their assistants have been asked to research the costs and bring this information back to the committee in January and then they can bring the information back to their respective bodies to discuss further. Altman asked if this is something that could be expanded county wide? Dillinger stated currently they are discussing just the Noblesville area, but there may be areas that they could expand out.

AUDITOR

Vendor Claims

Altman moved to approve the Vendor Claims to be paid November 10, 2009. Dillinger seconded. Motion carried unanimously.

Liability Trust Claim

Coverdale requested signature on the Liability Trust Claim forms for payment to Buckland & Associates in the amount of \$2,265.00. The payment was approved at the last meeting, but the forms were not available for signature.

Payroll Claims

Altman moved to approve Payroll Claims for the period of October 5-18, 2009 paid October 30, 2009 and October 19-November 1, 2009 paid November 13, 2009. Dillinger seconded. Motion carried unanimously.

Release of Bonds/Letters of Credit – Drainage Board

Dillinger moved to release Bonds and Letters of Credit for the drainage board. Altman seconded. Motion carried unanimously.

- HCDB-2004-00022 – Bond Safeguard Insurance Company Subdivision Performance Bond #1003931 for Village of West Clay Section 10003 Monuments & Markers in the amount of \$2,450.00.
- HCDB-2004-00044 – Bond Safeguard Insurance Company Subdivision Performance Bond No. 5012095 for Village of West Clay Section 9005 Monuments & Markers in the amount of \$7,300.00.
- HCDB-2004-00063 – Bond Safeguard Insurance Company Subdivision Performance Bond No. 5012501 for Village of West Clay Section 12002-A Monuments & Markers in the amount of \$1,700.00.
- HCDB-2004-00075 – Bond Safeguard Insurance Company Subdivision Performance Bond #5013469 for Village of West Clay Section 9004 Monuments & Markers in the amount of \$5,400.00.
- HCDB-2005-00003 – Bond Safeguard Insurance Company Subdivision Performance Bond #5015331 for Village of West Clay Section 10003 Monuments & Markers in the amount of \$3,200.00.
- HCDB-2005-00091 – Bond Safeguard Insurance Company Subdivision Performance Bond #5017061 for Village of West Clays Section 10004-B Monuments & Markers - \$4,920.00.
- HCDB-2005-00118 – Developers Surety and Indemnity Company Subdivision Improvements Performance Bond #717371S for Murphy Halls Section 1 Monuments & Markers in the amount of \$3,174.00.
- HCDB-2007-00046 – Developers Surety and Indemnity Company Subdivision Improvements Performance Bond #770178S for Lincolnshire Section 2 Monumentation in the amount of \$3,780.00.
- HCDB-2007-00068 – Fidelity and Deposit Company of Maryland Completion Bond #08900601 for LA Fitness of Carmel, Weston Park Block A – Park Northwestern Drain Reconstruction in the amount of \$75,445.20.
- HCDB-2009-00009 – Community Bank Irrevocable Standby Letter of Credit #2002846362 for the Thistlewaite Drain Extension in the amount of \$83,000.00.

Acceptance of Bonds/Letters of Credit – Drainage Board

Altman moved to accept Bonds and Letters of Credit for the drainage board. Dillinger seconded. Motion carried unanimously.

- HCDB-2009-00022 – ITC Acceptance Company Subdivision Bond No. 001954 for Maple Knoll Section 4A Storm Drainage & Monuments and Markers in the amount of \$90,490.00.
- HCDB-2009-00022 - ITC Acceptance Company Subdivision Bond No. 001954 for Maple Knoll Section 4A Storm Drainage & Monuments and Markers in the amount of \$90,490.00. Rider changing name from “Hamilton County, Indiana” to “Hamilton County Board of Commissioners”.

Dillinger moved to adjourn the meeting. Altman seconded. Motion carried unanimously.

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Commissioners Correspondence

Beam, Longest and Neff Notice of First Pay Estimate
 Bridge #276, East 96th Street over Behner Brook
IDEM Operation Permit Validation
 Beck’s Superior Hybrids, Atlanta
IDEM Sanitary Sewer Construction Permit Application
 CVS Pharmacy - Cicero

Present

Christine Altman, Commissioner
Steven C. Dillinger, Commissioner
Steven A. Holt, Commissioner
Dawn Coverdale, Auditor
Dan Stevens, Administrative Assistant to Commissioners
Kim Rauch, Administrative Assistant to Auditor
Michael Howard, Attorney
Doug Carter, Sheriff
Brad Davis, Highway Director
Jim Neal, County Highway Engineer
Joel Thurman, Highway Project Engineer
Brandi Wariner, Highway Public Service Representative
Dave Lucas, Highway Staff Engineer
Christopher Burt, Highway Engineering Technician
Faraz Khan, Highway Staff Engineer
Kathy Howard, Highway Department Administrative Manager
Bob Davis, Highway Superintendent
Mike Keeven, DLZ
Patti Smith, BLN
Becki Wise-Kent, USI
Floyd Burroughs, FEBA
BJ Casali, ISSD Director
Chris Mertens, ISSD Director
Sheena Randall, Human Resources Director

APPROVED
HAMILTON COUNTY BOARD OF COMMISSIONERS

ATTEST

Dawn Coverdale, Auditor